UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

DEFENDANT JAMES TREACY'S MOTION TO STRIKE SPECULATIVE LOSS AND GAIN AMOUNTS FROM THE INDICTMENT

Defendant James Treacy, through counsel, hereby moves this Court, pursuant to Fed. R. Crim. P. 7(d), for an order striking the dollar amounts alleged in paragraphs 10 and 48 of the Indictment as speculative and unfairly prejudicial.

Respectfully submitted,

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Counsel for James Treacy

Dated: June 30, 2008